

**MINUTES  
OF THE REGULAR MEETING OF THE  
EDINA CITY COUNCIL  
HELD AT CITY HALL  
MARCH 3, 2015  
7:00 P.M.**

**I. CALL TO ORDER**

Mayor Hovland called the meeting to order at 7:09 p.m.

**II. ROLL CALL**

Answering rollcall were Members Brindle, Staunton, Stewart, Swenson, and Mayor Hovland.

**III. MEETING AGENDA APPROVED**

**Member Brindle made a motion, seconded by Member Stewart, approving the meeting agenda.**

Ayes: Brindle, Staunton, Stewart, Swenson, Hovland

Motion carried.

**IV. CONSENT AGENDA ADOPTED**

**Member Swenson made a motion, seconded by Member Stewart, approving the consent agenda as revised to remove Items IV.J. Request for Purchase – Braemar Clubhouse Improvements at Braemar Golf Course Clubhouse; and, IV.K. Request for Purchase – Award of Bid Contract ENG 15-3 Arden Park D and 54<sup>th</sup> Street Project, as follows:**

**IV.A. Approve regular and work session meeting minutes of February 17, 2015 and special meeting minutes of February 19, 2015**

**IV.B. Receive payment of the following claims as shown in detail on the Check Register dated February 19, 2015, and consisting of 32 pages; General Fund \$183,506.91; Police Special Revenue \$203.86; Arts and Culture Fund \$727.65; Working Capital Fund \$11,689.71; Equipment Replacement Fund \$222,505.17; Art Center Fund \$1,371.40; Golf Dome Fund \$2,152.84; Aquatic Center Fund \$318.55; Golf Course Fund \$6,788.96; Ice Arena Fund \$51,835.16; Sports Dome Fund \$7,035.27; Edinborough Park Fund \$4,160.66; Centennial Lakes Park Fund \$1,540.57; Liquor Fund \$239,328.58; Utility Fund \$60,393.92; Storm Sewer Fund \$37.66; Recycling Fund \$36,187.38; PSTF Agency Fund \$12,958.34; Grandview TIF District \$26.32; Payroll Fund \$9,360.65; TOTAL \$852,129.56 and for receipt of payment of claims dated February 26, 2015, and consisting of 26 pages; General Fund \$112,811.65; Police Special Revenue \$6,972.77; Arts and Culture Fund \$613.64; Working Capital Fund \$223,008.80; Equipment Replacement Fund \$650.00; Art Center Fund \$3,735.45; Golf Dome Fund \$284.25; Aquatic Center Fund \$507.69; Golf Course Fund \$8,279.77; Ice Arena Fund \$57,889.05; Sports Dome Fund \$910.50; Edinborough Park Fund \$13,103.44; Centennial Lakes Park Fund \$3,821.36; Liquor Fund \$165,835.04; Utility Fund \$71,414.70; Storm Sewer Fund \$11,124.00; PSTF Agency Fund \$5,728.57; Centennial TIF District \$9,595.50; Grandview TIF District \$1,780.43; TOTAL \$698,066.61; and, Credit Card Transactions dated November 26 – December 26, 2014; TOTAL \$49,760.81**

**IV.C. Approve Temporary On-Sale 3.2 Liquor License, Our Lady of Grace Catholic Church**

**IV.D. Approve On-Sale Intoxicating, Club On-Sale, Sunday Sale, Wine and Beer Liquor License Renewals for the period of April 1, 2015 through March 31, 2016 as follows: On-Sale Intoxicating and Sunday Sale: Big Bowl, Buffalo Wild Wings, Cocina Del Barrio, Crave Restaurant, Eden Avenue Grill, Edina Grill Restaurant, Lake Shore Grill, McCormick & Schmick Seafood Restaurant, Mozza Mia, Nakomori Japanese Bistro, P.F. Chang's Bistro, Pinstripes Inc., Pittsburgh Blue, Raku Inc. Japanese Restaurant, Rojo Mexican Grill, Roman's Macaroni Grill, Ruby Tuesday, Salut Bar American, Tavern on France, The Cheesecake Factory, and Westin Edina Galleria;**

Club and Sunday Sale: Edina Country Club and Interlachen Country Club; On-Sale Wine and On-Sale 3.2 Beer: Beaujo's, Byerly's Edina, Chipotle Mexican Grill, Cooks of Crocus Hill, Davannis Pizza and Hot Hoagies, D'Amico & Sons, Good Earth Restaurant, Hello Pizza, Makers Cafe' 1, Marriott Residence Inn, Noodles & Company, People's Organic Coffee/Wine Galleria Cafe', Pizza Rev, Red Savoy Pizza, Rice Paper Asian Fusion Restaurant, Smash Burger, The Tin Fish, and TJ's of Edina Restaurant; On-Sale 3.2 Licenses: Chuck E. Cheese's; Off-Sale 3.2 Licenses: Cub Foods, DB Convenience LLC (Edina Market & Deli), Holiday Stationstore #217, Jerry's Foods, and SuperAmerica LLC

- IV.E. Approve Request for Purchase, 2015-2016 Uniforms Unlimited Purchase, awarding the bid to the recommended low bidder, Uniforms Unlimited at \$1,184.00
- IV.F. Approve Request for Purchase, KNOX Box Re-coring and Security Equipment for the Fire Department, awarding the bid to the recommended bidder, KNOX Company at \$24,933.28
- IV.G. Approve Request for Purchase, Toro MP5800 Spray Vehicle for Braemar Golf Course, awarding the bid to the recommended bidder, MTI Distributing at \$49,608.19
- IV.H. Approve Request for Purchase, Toro 3150 Greenmaster for Braemar Golf Course, awarding the bid to the recommended bidder, MTI Distributing at \$22,655.00
- IV.I. Approve Request for Purchase, Toro Workman Heavy Duty Utility Vehicle for Braemar Golf Course, awarding the bid to the recommended bidder, MTI Distributing at \$20,442.26
- ~~IV.J. Request for Purchase – Braemar Clubhouse Improvements at Braemar Golf Course Clubhouse~~
- ~~IV.K. Request for Purchase – Award of Bid Contract ENG 15-3 Arden Park D and 54<sup>th</sup> Street Project~~
- IV.L. Approve Request for Purchase, Award of Bid Contract ENG 15-6 Lift Station No. 6 Rehabilitation, awarding the bid to the recommended low bidder Lametti and Sons Inc. at \$163,700.00
- IV.M. Adopt Resolution No. 2015-29 Authorizing Support for Governor's Transportation Plan
- IV.N. Approve Request for Purchase, Public Safety Radios, awarding the bid to the recommended bidder Motorola Solutions at \$333,095.10

Rollcall:

Ayes: Brindle, Staunton, Stewart, Swenson, Hovland

Motion carried.

**ITEMS REMOVED FROM THE CONSENT AGENDA**

**IV.J. REQUEST FOR PURCHASE – BRAEMAR CLUBHOUSE IMPROVEMENTS AT BRAEMAR GOLF COURSE CLUBHOUSE – APPROVED**

The Council pointed out that LED lights cost of \$1,800.00 that had not been added to the total bid price for Laketown Electric and changed the contract amount from \$95,350.00 to \$97,150.00. **Member Brindle made a motion, seconded by Member Swenson, to approve the Request for Purchase, Braemar Clubhouse Improvements at Braemar Golf Course Clubhouse, awarding the bid to the recommended bidders, Laketown Electric at \$97,150.00; Hamernick Decorating at \$34,765.00; and Weinberg and Erickson at \$32,080.00.**

Ayes: Brindle, Staunton, Stewart, Swenson, Hovland

Motion carried.

**IV.K. REQUEST FOR PURCHASE – AWARD OF BID CONTRACT ENG 15-3 ARDEN PARK D AND 54<sup>TH</sup> STREET PROJECT – APPROVED**

The Council asked questions relating to parking and signage. **Member Staunton made a motion, seconded by Member Stewart, to approve the Request for Purchase, Award of Bid Contract ENG 15-3 Arden Park D and 54<sup>th</sup> Street Project, awarding the bid to the recommended low bidder, Northwest Asphalt Inc. at \$7,666,279.35 (Schedule A+B).**

Ayes: Brindle, Staunton, Stewart, Swenson, Hovland

Motion carried.

**V. SPECIAL RECOGNITIONS AND PRESENTATIONS**

None.

**VI. PUBLIC HEARINGS HELD** – Affidavits of Notice presented and ordered placed on file.

**VI.A. NEW INTOXICATING ON-SALE AND SUNDAY SALE LIQUOR LICENSES, DAVE & BUSTER'S INC. DBA: DAVE & BUSTER'S 500 SOUTHDAL E CENTER – APPROVED**

City Clerk Presentation

Clerk Mangel presented the request from Dave & Buster's Inc. for new On-Sale Intoxicating and Sunday Sale Liquor Licenses. The Administration Department and Planning Department reviewed the submittals and found it complied with code requirements. The Health Department was satisfied with the applicant's plan for storage and service and the Police Department had completed its investigation. The proper notification for the public hearing had been published in the *Edina Sun Current*.

Mayor Hovland opened the public hearing at 7:18 p.m.

Public Testimony

Gene Persha, 6917 Cornelia Drive, addressed the Council.

Jill Valkevick, representing the proponent, Dave & Buster's, 2481 Manana Drive, Dallas, Texas, addressed the Council.

**Member Swenson made a motion, seconded by Member Brindle, to close the public hearing.**

Ayes: Brindle, Staunton, Stewart, Swenson, Hovland

Motion carried.

The Council answered a question raised during public testimony relating to gaming and the location of Dave & Buster's in a mall. It was explained that issue had been addressed at a previous council meeting and this public hearing only addressed the issuance of liquor licenses. **Member Brindle made a motion, seconded by Member Swenson, to approve new on-sale intoxicating liquor license and Sunday on-sale liquor licenses to Dave & Buster's Inc. DBA Dave & Buster's, 500 Southdale Center, for the period beginning April 1, 2015 and ending March 31, 2016.**

Ayes: Brindle, Staunton, Stewart, Swenson, Hovland

Motion carried.

**VII. COMMUNITY COMMENT**

Julie Chamberlain, 7004 Bristol Boulevard, expressed concern with current City Council processes regarding taking comments from citizens.

Gene Persha, 6917 Cornelia Drive, expressed concern over the planning process stating he was critical of the planning process that seemed to be skewed toward developers.

**VIII. REPORTS / RECOMMENDATIONS**

**VIII.A. FINDINGS OF FACT FOR DENIAL, COMPREHENSIVE PLAN AMENDMENTS FOR BUILDING HEIGHT, DENSITY AND FLOOR AREA RATIO, 7200 FRANCE AVENUE, 7200 LLC – RESOLUTION NO. 2015-12 – TABLED TO APRIL 7, 2015**

**VIII.B. FINDINGS OF FACT FOR DENIAL, PRELIMINARY REZONING AND PRELIMINARY DEVELOPMENT PLAN, 7200 FRANCE AVENUE, 7200 LLC – RESOLUTION NO. 2015-13 – TABLED TO APRIL 7, 2015**

The Council acknowledged receipt of a request for a second 30-day extension to continue dealing with watershed district issues.

Community Development Director Teague explained the Council directed the Planning Commission to establish guiding principles with respect to development along the Southdale corridor. Planning

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Commission Chair Platteter discussed the planning framework process, outlined potential public engagement meetings; and requested the Council recommend appointments to a work group. Former Commissioner Schroeder presented a diagram from the Comprehensive Plan with noted areas for potential change that would be subject to the review by such a work group.

The Council discussed the plan and thanked the Planning Commission for its hard work. **Member Swenson made a motion, seconded by Member Stewart, to adopt the planning process framework as presented for the development of guiding principles for the west side of France Avenue and the Greater Southdale area.**

Ayes: Brindle, Staunton, Stewart, Swenson, Hovland

Motion carried.

The Council discussed the extension request from 7200 LLC. Member Stewart shared that he voted against the first extension request and still felt that the developer had not brought forth a revised plan that was acceptable. **Member Swenson made a motion, seconded by Member Staunton, to grant the 30-day extension request to April 7, 2015, as requested by 7200 LLC at 7200 France Avenue.**

Ayes: Brindle, Staunton, Swenson, Hovland

Nay: Stewart

Motion carried.

**Member Swenson made a motion, seconded by Member Staunton, to table Items VIII.A. Findings of Fact for Denial, Comprehensive Plan Amendments for Building Height, Density, and Floor Area Ratio, 7200 France Avenue, 7200 LLC, Resolution No. 2015-12; and, VIII.B. Findings of Fact for Denial, Preliminary Rezoning and Preliminary Development Plan, 7200 France Avenue, 7200 LLC, Resolution No. 2015-13 to April 7, 2015.**

Ayes: Brindle, Staunton, Stewart, Swenson, Hovland

Motion carried.

### **VIII.C. VALLEY VIEW ROAD DESIGN MODIFICATION – BIRCHCREST B NEIGHBORHOOD ROADWAY RECONSTRUCTION, IMPROVEMENT NO. BA-410 – APPROVED**

Mr. Millner shared that at the January 6, 2015, City Council meeting, the Council received an advisory communication from the Transportation Commission recommending the Council consider modification to Valley View Road to accommodate a future sidewalk as outlined in the Sidewalk Facilities Map with fewer impacts. Mr. Millner presented three options including cost for the Birchcrest B Neighborhood roadway reconstruction. Staff recommended Option No. 3 at an additional cost of \$110,000.00. The cost would be shared between the Storm Sewer Funds and the Pedestrian and Cyclist Safety Funds.

The Council asked questions relating to the cost, adjustment for inflation, road width, and curb movement. **Member Swenson made a motion, seconded by Member Brindle, to approve the staff recommended Option No. 3 modifications to Valley View Road and driveway slopes in order to accommodate a future sidewalk with fewer impacts.**

Ayes: Brindle, Staunton, Stewart, Swenson, Hovland

Motion carried.

### **VIII.D. REQUEST FOR PURCHASE – AUTHORIZE AWARD OF BID FOR BRAEMAR GOLF COURSE DRIVING RANGE AND EXECUTIVE COURSE, LANDSCAPED UNLIMITED LLC – APPROVED**

Parks and Recreation Director Kattreh presented the history of the project and the project timeline. If the project received approval, the driving range and new Par 3 course should be open for the 2016 season. Ms. Kattreh also noted the flood protection and clean water project goals.

Kevin Norby, Herfort Norby Golf Course Architects, presented the plan for the driving range and new Par 3 course. The Council asked questions relating to the number of tees for the driving range, the type

of grass that would be used, and Landscapes Unlimited. Joe Abood, Braemar Golf Course General Manager, discussed the customer accommodation plan and presented four Pro Formas for the project.

**Member Swenson made a motion, seconded by Member Brindle, to award the base bid as presented as well as Alternate #2, Alternate #10, and Water Quality Improvement for Braemar Golf Course Driving Range and Executive Course to Landscapes Unlimited, LLC. in the amount of \$1,706,029.13.**

The Council discussed the plans and noted the importance of the cart paths for handicap golfers and water management for maintenance of the watershed.

Ayes: Brindle, Staunton, Stewart, Swenson, Hovland

Motion carried.

**VIII.E. RESOLUTION NO. 2015-28 ADOPTED – ACCEPTING VARIOUS GRANTS AND DONATIONS**

Mayor Hovland explained that in order to comply with State Statutes; all donations to the City must be adopted by Resolution and approved by four favorable votes of the Council accepting the donations. **Member Brindle introduced and moved adoption of Resolution No. 2015-28 accepting various grants and donations.** Member Swenson seconded the motion.

Rollcall:

Ayes: Brindle, Staunton, Stewart, Swenson, Hovland

Motion carried.

**IX. CORRESPONDENCE AND PETITIONS**

**IX.A. CORRESPONDENCE**

Mayor Hovland acknowledged the Council's receipt of various correspondence.

**IX.B. MINUTES:**

1. **ENERGY AND ENVIRONMENT COMMISSION, JANUARY 8, 2015**
2. **TRANSPORTATION COMMISSION, JANUARY 15, 2015**
3. **HUMAN RIGHTS AND RELATIONS COMMISSION, JANUARY 27, 2015**
4. **PLANNING COMMISSION, FEBRUARY 11, 2015**
5. **EDINA COMMUNITY HEALTH COMMISSION, JANUARY 6, 2015**

Informational; no action required.

**X. AVIATION NOISE UPDATE – Received**

**XI. MAYOR AND COUNCIL COMMENTS – Received**

**XII. MANAGER'S COMMENTS – Received**

**XII.A. QUALITY OF LIFE SURVEY VENDOR SELECTION**

**XII.B. OPTIONS FOR HOOTEN'S SITE**

**XII.C. CENTURYLINK CATV FRANCHISE UPDATE**

**XII.D. EXCEL FRANCHISES AGREEMENT – DIRECTION TO SEEK 90-DAY EXTENSION**

Manager Neal requested the Council authorize seeking a 90-day extension to conduct a public engagement process that would involve the Energy and Environment Commission. If the Council authorized the extension, staff would draft an Ordinance to be brought before the Council on March 17, 2015. **Member Stewart made a motion, seconded by Member Brindle, authorizing the City Manager to seek a 90-day extension of the Excel Franchise Agreement.**

Ayes: Brindle, Staunton, Stewart, Swenson, Hovland

Motion carried.

**XII.E. LEGISLATIVE UPDATE – RESOLUTION NO. 2015-30 – ADOPTED**

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Ms. Mangen presented Resolution No. 2015-30 and advised that early voting would increase integrity and decrease staff requirements. **Member Stewart introduced and moved adoption of Resolution No. 2015-30, supporting early voting.** Member Swenson seconded the motion.

Ayes: Brindle, Staunton, Stewart, Swenson, Hovland

Motion carried.

***XIII. ADJOURNMENT***

There being no further business on the Council Agenda, Mayor Hovland declared the meeting adjourned at 9:42 p.m.

Respectfully submitted,

Minutes approved by Edina City Council, March 17, 2015.

Video Copy of the March 3, 2015, meeting available.

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Debra A. Mangen, City Clerk

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James B. Hovland, Mayor